



**RECEIVED**  
**CENTRAL FAX CENTER**  
**AUG 05 2005**

**FACSIMILE COVER SHEET**

**DATE:** August 5, 2005  
**TO:** Examiner UNASSIGNED **FAX NO.:** 571-273-8300  
USPTO GPAU: 2832  
**FROM:** Jeffrey S. Abel  
Registration No.: 36,079  
**RE U.S. App. No.:** 10/616,719, filed July 10, 2003  
**Applicant(s):** Hee-Gyoun Lee, et al.  
**Atty Dkt No.:** 1014-SP217-US  
**Title:** RARE-EARTH-Ba-Cu-O SUPERCONDUCTORS AND METHODS  
OF MAKING SAME  
**NO. OF PAGES (including Cover Sheet):** 3

**MESSAGE:**

Attached please find:

- ☒ Transmittal Form (1 pg)
- ☒ Petition to Make Special Under 37 C.F.R. 1.102 (1 pg)

5000 Plaza On The Lake  
Suite 265  
AUSTIN, TEXAS 78746

Tel: (512) 327-5515  
Fax: (512) 327-5452

**CONFIDENTIALITY NOTE**

*The pages accompanying this facsimile transmission contain information from the law office of Toler, Larson & Abel, L.L.P. and are confidential and privileged. The information is intended to be used by the individual(s) or entity(ies) named on this cover sheet only. If you are not the intended recipient be aware that reading disclosing copying distribution or use of the contents of this transmission is prohibited. Please notify us immediately if you have received this transmission in error at the number listed above and return the document to us via regular mail.*

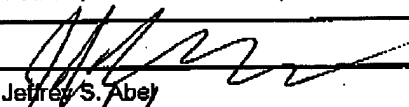
PTO/SB/21 (09-04)

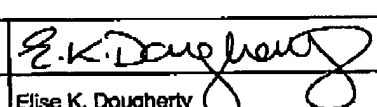
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/616,719	
	Filing Date	July 10, 2003	
	First Named Inventor	Hee-Gyoun Lee	
	Art Unit	2832	
	Examiner Name	UNASSIGNED	
Total Number of Pages in This Submission	2	Attorney Docket Number	1014-SP217-US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition to Make Special Under 37 C.F.R. 1.102 (1 pg)
Remarks <b>CUSTOMER NO.: 34456</b>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	TOLER, LARSON & ABEL, LLP	
Signature		
Printed name	Jeffrey S. Abel	
Date	8/5/05	Reg. No. 36,079

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Elise K. Dougherty	Date 8/5/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

AUG 05 2005

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Hee Gyoung Lee, et al.

Title: RARE-EARTH-Ba-Cu-O SUPERCONDUCTORS AND METHODS OF  
MAKING SAME

App. No.: 10/616,719

Filed: July 10, 2003

Examiner: UNASSIGNED

Group Art Unit: 2832

Atty. Dkt. No. 1014-SP217-US

## MS AMENDMENT

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

## PETITION TO MAKE SPECIAL UNDER 37 C.F.R. 1.102

Sir:


In accordance with Rule 1.102 and MPEP § 708.02 IX entitled "Special Status for Patent Applications Relating to Superconductivity," applicants respectfully request that the above-identified application be accorded special status. The above-identified application contains inventions involving superconductive materials. Accordingly, advancement of the above-identified application is respectfully requested.

No PTO fees are required for consideration and granting of this petition, in accordance with MPEP § 708.02 IX.

Respectfully submitted,

Date

8/5/05

  
Jeffrey S. Abel, Reg. No. 36,079  
Attorney for Applicant(s)  
Toler, Larson & Abel, L.L.P.  
5000 Plaza on the Lake, Suite 265  
Austin, Texas 78746  
(512) 327-5515(phone)  
(512) 327-5452 (fax)